SENATE
STATE OF MINNESOTA
EIGHTY-SEVENTH LEGISLATURE

S.F. No. 1967

(SENATE AUTHORS: HANN, Newman, Carlson and Gazelka)

DATE	D-PG	OFFICIAL STATUS
02/20/2012	3856	Introduction and first reading Referred to Health and Human Services See HF2345

A bill for an act

relating to insurance; permitting sale to Minnesota residents of health plans permitted under Minnesota law but not under federal law; proposing coding for new law in Minnesota Statutes, chapter 62Q.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. **[62Q.026] CERTAIN FEDERALLY NONQUALIFIED HEALTH PLANS; SALE PERMITTED.**

Subdivision 1. **Definitions.** (a) For purposes of this section, the terms defined in this section have the meanings given.

(b) "Commissioner" means the commissioner of commerce.

(c) "Health plan" has the meaning given in section 62Q.01, subdivision 3.

(d) "Health plan company" has the meaning given in section 62Q.01, subdivision 4.

(e) "Nonqualified health plan" means any health plan not certified by the federal secretary of health and human services in accordance with the Patient Protection and Affordable Care Act of 2010, as amended.

(f) "Qualified health plan" means a health plan certified by the federal secretary of health and human services for eligibility to be sold inside health benefit exchanges in accordance with the Patient Protection and Affordable Care Act of 2010, as amended.

Subd. 2. **Sale of nonqualified health plan permitted.** A health plan company authorized under Minnesota law to offer, issue, sell, or renew a health plan in Minnesota may do so regardless of whether the health plan is a qualified or nonqualified health plan under the federal Patient Protection and Affordable Care Act of 2010, as amended. No statute or rule of this state shall be interpreted as providing to the contrary.

EFFECTIVE DATE. This section is effective the day following final enactment.